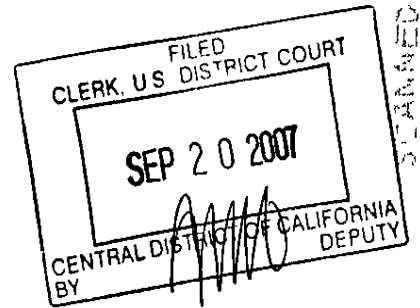


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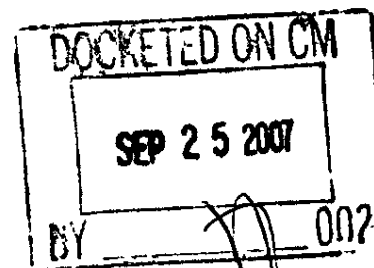
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UNITED STATES DISTRICT COURT  
 CENTRAL DISTRICT OF CALIFORNIA

PERFECT 10, INC.,  
 Plaintiff,  
 v.  
 CCBILL, LLC, CWIE, LLC,  
 Defendants.

CASE NO. CV02-7624 AHM (SHx)

**STIPULATION AND  
 [PROPOSED] ORDER TO STAY  
 PROCEEDINGS PENDING  
 OUTCOME OF PETITION FOR  
 CERTIORARI**



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1 Pursuant to the discussions which took place at the Status Conference before  
2 Judge Matz on September 10, 2007 and subsequent discussions of the parties, it is  
3 hereby requested and stipulated between the parties hereto, Plaintiff Perfect 10, Inc.  
4 ("Perfect 10") and Defendants CCBill, LLC ("CCBill") and CWIE, LLC ("CWIE"), as  
5 follows:

6 All proceedings in this case shall be stayed, pending the decision by the  
7 United States Supreme Court on whether it will grant certiorari. No party  
8 should take discovery or otherwise litigate this matter during the stay. If the  
9 Supreme Court denies Plaintiff's Petition for Certiorari, this case will be  
10 dismissed in its entirety and with prejudice, all parties to bear their own fees  
11 and costs. If the Supreme Court grants Plaintiff's Petition for Certiorari, the  
12 stay will be lifted. However, Perfect 10 will not be prejudiced or prevented  
13 from seeking a further stay in that event.

14 This stipulation is entered into in order to prevent the unnecessary expenditure of  
15 attorneys' fees and to reduce the burden on this Court.

16  
17 Respectfully submitted,

18 Dated: September 19, 2007

19 By: Jeffrey N. Mausner  
Jeffrey N. Mausner  
20 Attorneys for Plaintiff Perfect 10, Inc.

21 Dated: September 19, 2007

22 SPILLANE SHAEFFER ARONOFF BANDLOW LLP  
TIFFANY & BOSCO, P.C.

23 By: J. M. Spillane  
Jay M. Spillane  
24 John P. Flynn  
25 Attorneys for Defendants CCBill, LLC and  
CWIE, LLC  
26  
27  
28

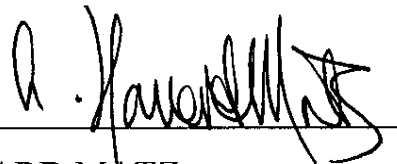
ORDER

Pursuant to the stipulation of the parties set forth above, it is hereby ORDERED that all proceedings in this case are stayed, pending the decision by the United States Supreme Court to grant or deny Plaintiff's Petition for Certiorari. No party may take discovery or otherwise litigate this matter during the stay. Further, it is ORDERED that this case will be dismissed with prejudice, all parties to bear their own fees and costs, in the event the Supreme Court denies Plaintiff's Petition for Certiorari. It is further ORDERED that the stay shall be lifted if the Supreme Court grants the Petition for Certiorari. However, Perfect 10 will not be prejudiced or prevented from seeking a further stay in that event.

IT IS SO ORDERED.

Dated: \_\_\_\_\_

September 20, 2007



A. HOWARD MATZ  
United States District Judge

**PROOF OF SERVICE**

**STATE OF CALIFORNIA, COUNTY OF LOS ANGELES**

I am employed in the county of Los Angeles, State of California.

I am over the age of 18 and am not a party to the within action; my business address is:  
21800 Oxnard Street, Suite 910 Woodland Hills, California 91367

On September 19, 2007, I served the foregoing document(s) described as follows:

**STIPULATION AND [PROPOSED] ORDER TO STAY PROCEEDINGS PENDING  
OUTCOME OF PETITION FOR CERTIORARI**

on the interested parties in this action by placing a true copy thereof enclosed in a sealed  
envelope addressed to the address(es) as follows:

**Jay M. Spillane**  
**Spillane Shaeffer Aronoff Bandlow LLP**  
**1880 Century Park East, Suite 1004**  
**Los Angeles, California 90067**

**John P. Flynn**  
**Tiffany & Bosco**  
**Third Floor Camelback Esplanade Two**  
**2525 East Camelback Road**  
**Phoenix, Arizona 85016-4237**

**MAIL:** I placed such envelope with fully prepaid postage thereon in the United States mail  
at Los Angeles, California.

**FEDERAL:** I declare that I am employed in the office of a member of the bar of this court at whose  
direction the service was made. I declare, under penalty of perjury, that the foregoing is true and  
correct.

Executed on **September 19, 2007** at Los Angeles, California.

BY: 

**Brittany Douglass**